

**AFFIDAVIT**

Your Affiant, Adam T. Lane, deposes and states:

1. Your Affiant is a Special Agent with the Bureau of Alcohol, Tobacco, Firearms and Explosives ("ATF"), United States Department of Justice, and has been so employed since August of 2018. Prior to becoming a Special Agent with ATF, your Affiant was a Special Agent and Trainee with the United States Secret Service from October 2017 through August 2018. Your affiant was also a St. Louis County Police Officer from December 2007 to October 2017. Your Affiant has completed the St. Louis County Police and Municipal Academy, the Federal Criminal Investigator Training Program, the United States Secret Service Special Agent Basic Training Academy in Beltsville Maryland, and the ATF Special Agent Basic Training at the Federal Law Enforcement Training Center in Glynco, Georgia. In addition to the firearms, arson, and explosives related training received in these courses, your Affiant has also conducted and participated in numerous investigations involving firearms, firearms trafficking, and narcotics.

**PROBABLE CAUSE**

**A. May 20, 2019 – 6173 Turney Road, Garfield Heights, Ohio**

2. On May 20, 2019, Garfield Heights Police Department (GHPD) arrested Alfred WERMAN (WERMAN) after violating an order of protection that barred WERMAN from the above residence (Garfield Heights Municipal Court #CRB1901312). WERMAN was arrested without incident while exiting the rear door of the above residence.

3. On April 27, 2019, GHPD arrested WERMAN at 6173 Turney Road for Domestic Violence and Having Weapons While Under Disability charges (Cuyahoga County CR-19-639585-A). During this incident, WERMAN was found to be in possession of a Ruger Pistol. An order of protection was issued against WERMAN through the Cuyahoga County Sheriff's Office on May 2, 2019, which barred him from the above residence.
4. On May 20, 2019, ATF Special Agent (SA) Adam Lane and SA Cory Miles interviewed Sarah Werman and her father Alfred Werman Sr. at 6187 Turney Road. Sarah Werman was identified as the purchaser of the Ruger firearm that was recovered from WERMAN during his arrest on April 27, 2019. While interviewing Sarah Werman about the purchase of the firearm, her father Werman Sr., joined the conversation. Werman Sr. advised SA Lane that earlier in the day and prior to his son's arrest on May 20, 2019, WERMAN had left a firearm in the residence at 6173 Turney Road. Werman Sr. stated the firearm was now located inside his residence located at 6187 Turney Road. Werman Sr. stated the firearm was found by his daughter, Sarah Werman, shortly after WERMAN's arrest. Werman Sr. stated he wished to relinquish the pistol to the custody of law enforcement agents/officers.
5. Sarah Werman advised SA Lane and SA Miles that after WERMAN's arrest earlier in the day (May 20, 2019) she cleaned out his car, which was parked at 6173 Turney Road. Sarah stated she found bullets and gun cleaning supplies in the vehicle. Sarah Werman stated she then spoke with WERMAN's step daughter, identified as Roanna Harris, who advised Sarah Werman that WERMAN had left a firearm in the residence (6173 Turney Road) prior to his arrest earlier in the day (May, 20, 2019). Sarah Werman stated Harris

led her to the kitchen of the residence and then showed her a firearm which had been placed within a metal pot located in a ground level cabinet. Sarah Werman then brought the firearm to her father's residence, located at 6187 Turney Road.

6. Garfield Heights Police Officer (PO) Krejci responded to 6187 Turney Road. SA Lane advised PO Krejci of his investigation. Werman Sr. led PO Krejci and SA Lane into residence. PO Krejci and SA Lane followed Werman Sr. to the living room area of the residence. Werman Sr. opened a closet and retrieved a plastic bag. PO Krejci and SA Lane walked outside with Werman Sr. An examination of the plastic bag revealed it contained a firearm, described as a Sig Sauer semi-automatic pistol, Model P226, .40 caliber, bearing a Serial Number of U642630. The plastic bag also contained a box of .40 caliber Blazer ammunition (45 rounds), and gun cleaning supplies. PO Krejci conducted a records check of the firearms serial number, which revealed the firearm had been reported stolen from the City of Cleveland Ohio. PO Krejci took custody of the firearm.
7. On May 20, 2019, SA Lane and SA Miles responded to the Garfield Heights Jail. Upon arrival SA Lane and SA Miles contacted WERMAN. SA Lane advised WERMAN of his Miranda rights, which he waived. WERMAN stated he was an alcoholic and drug abuser. WERMAN acknowledged he was aware he could not possess firearms due to his previous felony convictions. Said interview was recorded as WERMAN was in custody at the time.
8. WERMAN was asked about the Sig Sauer, described above, located at 6173 Turney Road by his sister Sarah Werman. WERMAN acknowledged the firearm (Sig Sauer) belonged to him and advised both ATF Special Agents that he purchased it the day before on May

19, 2019. WERMAN stated he purchased the Sig Sauer for \$10.00 from a friend.

WERMAN acknowledged that earlier on the same date (May 20, 2019) he was arrested by the Garfield Heights Police Department for violation of an order of protection.

WERMAN stated that prior to being arrested he placed the firearm into a pot in the kitchen to avoid detection.

#### **B. May 29, 2019 - Interstate Nexus Determination**

12. On May 29, 2019, ATF Interstate Nexus Expert Special Agent Cory Miles examined the aforementioned firearm and ammunition. Special Agent Miles advised your affiant that the firearm and ammunition was not manufactured in the State of Ohio. Thus, the aforementioned firearm and ammunition traveled in interstate commerce to be found in the state of Ohio.

#### **C. CONCLUSION**

13. Based upon the above listed facts and circumstances, your Affiant believes and asserts that there is probable cause to believe on May 20, 2019, WERMAN did unlawfully, knowingly possess, a firearm and ammunition in and affecting interstate commerce after having been convicted of a crime punishable by imprisonment for a term exceeding one year, in violation of Title 18, U.S.C., Section 922(g)(1). WERMAN was previously convicted of Burglary, a second-degree felony, in Cuyahoga County Common Pleas Court case #CR-10-544713-B, and three counts of Having Weapons While Under Disability, a third-degree felony, in Cuyahoga County Common Pleas Court case #CR-18-630121-A.

14. The above violations were committed in the Northern District of Ohio, Eastern Division.

Your Affiant requests that an arrest warrant be issued for Alfred WERMAN.

A handwritten signature in blue ink, appearing to read "SA [illegible]", written over a horizontal line.

Adam Lane, Special Agent  
Bureau of Alcohol, Tobacco, Firearms and  
Explosives

Sworn to and subscribed before me this 3<sup>rd</sup> day of June.

A handwritten signature in blue ink, appearing to read "Jonathan D. Greenberg", written over a horizontal line.

Honorable Jonathan D. Greenberg  
United States Magistrate Judge  
Northern District of Ohio  
Eastern Division